

STATE OF NEW JERSEY  
Office of the Attorney General  
Department of Law and Public Safety  
Division of Gaming Enforcement

---

Petition of DGMB, LLC d/b/a Resorts Casino  
Hotel Requesting Temporary Service  
of Alcoholic Beverages On The Beach  
(VIP Area For July 4th Fireworks Display)

---

)  
)  
)  
)  
)  
)  
)  
  
ORDER  
PRN 1821301

By its Petition (PRN 1821301) to the Division of Gaming Enforcement (“Division”), DGMB, LLC d/b/a Resorts Casino Hotel (“Resorts”) requests a temporary miscellaneous contingency permit to extend its Casino Hotel Alcoholic Beverage (“CHAB”) licensed premises in conjunction with a fireworks display viewing event to be held on Resorts’ leased beach area on July 4, 2013. The area sought to be temporarily included as part of Resorts’ CHAB licensed premises is a portion of the Resorts’ leased beach area adjacent to Resorts’ approved casino hotel as depicted on the architectural drawing submitted as an exhibit to the Petition. Within the area described by Resorts as designated for its invited patrons (“event area”) and which event area will be separated from the remainder of its leased beach by physical barriers, Resorts will serve food and beverages, including alcoholic beverages, only to those invited guests within that event area. Resorts will temporarily erect a tent and a viewing platform within the event area. On July 2, 2013, the City of Atlantic City (“City”) issued a Special Events Permit, No. 07021301, for food and beverage service on the beach which includes permission to erect and maintain temporary structures on the beach within the event area. As the alcoholic beverages served within the event area will be in open containers for consumption

within the site of the event area, Resorts seeks the authorization of that event area as a Type II (hotel) outlet. The Division has inspected the proposed event area and found the aforementioned location suitable for Type II authorization in accordance with the Division's regulations.

Having considered the relevant provisions of the Casino Control Act, *N.J.S.A. 5:12-1 et seq.*, and the Division's authority to grant such requests by temporary miscellaneous contingency permit pursuant to *N.J.A.C. 13:69I-5.6*, I hereby ORDER that the Petition be granted and the CHAB license of Resorts be amended to temporarily authorize the aforementioned event area a Type II CHAB outlet, subject to the following conditions:

1. Hours of operation of the event area premises, inclusive of set-up and break down, will be from 9:00 a.m. on July 4, 2013 until 12:00 a.m. on July 5, 2013.
2. The event area premises will be that area specifically delineated in the architectural diagram submitted to the City and which was relied upon by the City in its issuance of a Special Events Permit on July 2, 2013. That diagram was provided to the Division as part of Resorts' request.
3. Alcoholic beverages are to be provided to patrons within the event area premises of Resorts by the glass or other open receptacle for consumption within the event area premises only.
4. Resorts will maintain procedures to insure that service of alcoholic beverages to the invited guests of its event area premises will be only to those individuals who are 21 years of age or older and that such beverages are not served to individuals who are actually or apparently intoxicated.
5. Resorts will maintain adequate security during operation of its event area premises to insure the safety of invited guests and employees and to prevent the removal of the alcohol by unauthorized individuals in accordance with the security plan submitted to the Division and relied upon by the City in its issuance of a Special Events Permit.
6. While conducting the service of alcoholic beverages within its event area premises, Resorts will comply with all requirements attendant to Type II CHAB authorization, pursuant to *N.J.S.A. 5:12-103g(2)* and with all applicable alcoholic beverage laws and regulations of the Division and, as deemed applicable, the Division of Alcoholic Beverage Control.

7. The conditions of operation of the event area premises are to be in accordance with the representations made in the Petition.
8. Resorts is to obtain all necessary approvals from other governmental agencies prior to commencing operation of its event area premises.

Dated: \_\_\_\_\_

July 3, 2013



\_\_\_\_\_  
DAVID L. REBUCK  
DIRECTOR